

The Honorable Benjamin H. Settle

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

CITY OF TACOMA, a municipal
corporation,

Plaintiff,

vs.

CLEAR CHANNEL OUTDOOR, INC., a
Delaware corporation,

Defendant.

NO. 3:11-cv-05747-BHS

CITY OF TACOMA'S MOTION
FOR CONTINUANCE OF TRIAL
DATE AND PRE-TRIAL
DEADLINES

NOTE ON MOTION CALENDAR:
AUGUST 3, 2012

Pursuant to Fed. R. Civ. P. 16(b)(4), Local Rules CR 7 and CR 40(b), and the Court's scheduling order dated February 14, 2012 (Dkt. 24), Plaintiff City of Tacoma, by and through its undersigned attorneys, requests that the court enter an order continuing the January 15, 2013 trial date in this matter.

Counsel for plaintiff is currently undergoing treatment for a serious health condition that has resulted in her taking intermittent medical leave. Plaintiff's counsel's treatment regimen will delay Plaintiff's vigorous pursuit of this lawsuit and Plaintiff's ability to comply with upcoming discovery and pre-trial deadlines. (Declaration of Shelley M. Kerslake filed herewith.) Plaintiff requests that trial in this matter be



1 continued six months to July, 2013, or any time thereafter that is convenient for the court.
2 Plaintiff further requests that the Court issue a new Order Setting Case Schedule to reflect
3 the new trial date and related deadlines.

4 DATED this 20th day of July, 2012.

5 KENYON DISEND, PLLC

6
7 By s/ Shelley M. Kerslake
8 Shelley M. Kerslake
9 WSBA No. 21820
10 Kenyon Disend, PLLC
11 11 Front Street South
12 Issaquah, WA 98027
13 Telephone: (425) 392-7090
14 Fax: (425) 392-7071
15 E-mail: Shelley@KenyonDisend.com
16 Attorneys for Plaintiff,
17 City of Tacoma
18
19
20
21
22
23
24
25



DECLARATION OF SERVICE

I, Margaret C. Starkey, declare and state:

1. I am a citizen of the State of Washington, over the age of eighteen years, not a party to this action, and competent to be a witness herein.

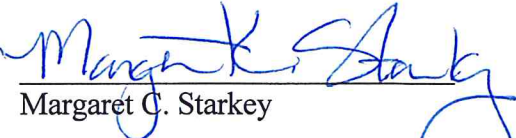
2. On the 20th day of July, 2012, I electronically filed the foregoing *City of Tacoma's Motion for Continuance of Trial Date and Pre-Trial Deadlines, Declaration of Shelley Kerslake in Support of the City of Tacoma's Motion for Continuance of Trial Date and Pre-Trial Deadlines* and *proposed Order Continuing Trial Date and Pre-Trial Deadlines* with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

Paul R. Taylor
Steven C. Minson
Byrnes & Keller LLP
1000 Second Ave., 38th Floor
Seattle, WA 98104

Joseph R. Guerra
Mark D. Hopson
Gordon D. Todd
Sidley Austin LLP
1501 "K" St. NW
Washington D.C. 20005

I declare under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

DATED this 20th day of July, 2012, at Issaquah, Washington.


Margaret C. Starkey